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STATE OF CALIFORNIA  
NEW MOTOR VEHICLE BOARD  
**A G E N D A**  
**GENERAL MEETING**

Hilton Los Angeles Airport Hotel  
Newport B Room  
5711 West Century Boulevard  
Los Angeles, California 90045  
(310) 410-4000

January 26, 2005

Please note that Board action may be taken regarding any of the issues listed below. As such, if any person has an interest in any of these issues, you may want to attend.

1. **9:00 a.m. -- Meeting called to order.**
2. **Roll Call.**
3. **Approval of the Minutes from the November 4, 2004, General meeting, and November 4, 2004, and December 16, 2004, Special meetings.**
4. **Closed Executive Session.**

Pursuant to Government Code section 11126(c)(3), Vehicle Code section 3008(a), and Title 13, California Code of Regulations, sections 581 and 588, the Board shall convene in a closed Executive Session to deliberate on the decisions to be reached upon the evidence introduced in proceedings that were conducted in accordance with Chapter 5 (commencing with section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

**Consideration of Proposed Decision After Remand.**

S & C MOTORS, INC., dba S & C KIA v. KIA MOTORS AMERICA, INC.  
Protest No. PR-1894-04

Consideration of the Administrative Law Judge's Proposed Decision After Remand, by the Public members of the Board.

5. **Open Session.**
6. **Report on the successful completion of a number of administrative projects by the Board staff - Administration Committee.**
7. **Status report on various administrative topics raised by the Board including processing checks electronically, a Spanish language website, DMV training for Board staff, and the volume and type of mediation phone calls - Administration Committee.**
8. **Consideration of 2005 revisions to the *Informational Guide for Manufacturers and Distributors* which outlines their obligations to provide notices, schedules, and formulas mandated by the California Vehicle Code and Civil Code to the New Motor Vehicle Board and/or impacted dealers - Policy and Procedure Committee.**
9. **Annual report concerning Board adopted policies - Policy and Procedure Committee.**
10. **Consideration of proposed regulations - Policy and Procedure Committee.**
  - a. **Consideration of proposed regulation that defines “protestant” (13 CCR § 550(k)).**
  - b. **Consideration of proposed amendments to regulations that reflect Mandatory Settlement Conference Statements are required prior to a Mandatory Settlement Conference (13 CCR § 551.11).**
  - c. **Consideration of proposed amendments to regulations that delete obsolete references to the timing of assigning Administrative Law Judges in the event of a peremptory challenge (13 CCR § 551.12).**
  - d. **Consideration of proposed nonsubstantive amendments to regulations that delete references to “his” and inserts “its” (13 CCR §§ 550 et seq.)**
11. **Consideration of the 2005 Rulemaking Calendar - Policy and Procedure Committee.**
12. **Selection of Board meeting dates for 2005.**

**13. Executive Director's Report.**

- a. Administrative Matters.
- b. Status of Protests.
- c. Status of Petitions.
- d. Status of Appeals.
- e. Judicial Review.
- f. Notices Filed Pursuant to Vehicle Code sections 3060/3070 and 3062/3072.
- g. Other.

**14. 2005 election of Board President and Vice President - Executive Committee.**

**15. Appointment of Committee members to the Administration Committee, Board Development Committee, Fiscal Committee, Government and Industry Affairs Committee, and Policy and Procedure Committee, by the incoming Board President.**

**16. Closed Executive Session.**

Pursuant to Government Code section 11126(a)(1), all members of the Board shall convene in a closed Executive Session.

- a. **Oral interviews of the Administrative Law Judge candidates, by all members of the Board - Administration Committee.**
- b. **Consideration of the Administrative Law Judge nominees, by all members of the Board - Administration Committee.**
- c. **Consideration of annual performance review for Executive Director - Executive Committee.**

**17. Open Session.**

**18. Adjournment.**

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To request special accommodations for persons with disabilities at this or any future Board meeting or to request any accommodation for persons with disabilities necessary to receive agendas or materials prepared for Board meetings, please contact Kathy Tomono at (916) 445-2080 or k_tomono@pacbell.net.
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